IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1713 OF 2007

1. Mr.Madhukar Madhavrao Kale
2. Sou.Sulochana Madhukar Kale
   Both r/o Saidapur (Karad)
   Dist.Satara. ..Applicants

Vs.

State of Maharashtra ..Respondents

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Mr.Pratap Patil Advocate for Applicants
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 04, 2007

P.C.

1. Heard the learned advocate for the applicants

and the learned A.P.P. for the State.

2. The applicants are seeking anticipatory bail in C.R.No.152 of 2007 of Karad City Police Station. The said case is mainly under Sections 498-A and 304-B of IPC.

3. The applicants are father-in-law and mother-in-law of deceased Rajashree. The learned advocate for the applicants states that both the applicants are 63 years of age. The complainant

who is the mother of deceased Rajashree, has stated that she was informed that her daughter sustained burn injuries. Hence, she sent her son to the hospital. Her son went there and made enquiries with daughter, whereon, her son was informed that in laws of deceased Rajashree were demanding that Rajashree should get Rs.50,000/- from her parents and on account of this, they were harassing Rajashree. Being fed up with the harassment, Rajashree committed suicide by pouring kerosene on her body and thereafter setting herself on fire.

4. However, in the present case, it is seen that after Rajashree was admitted in the hospital, two dying declarations came to be recorded, one by the Naib Tahsildar and the other by the police. In both the dying declarations, Rajashree has stated that while cooking, she accidently caught fire. She has also stated in the dying declarations that she has no complaints against anyone. Moreover, in the present case, it is seen that FIR has been lodged after a delay of about ten days. In this view of the matter, I am inclined to grant anticipatory bail to the applicants.

5. In the event of arrest, each of the applicant

nos.1 and 2 to be released on bail in the sum of Rs.20,000/- (Rs.twenty thousand only) with one or two sureties to make up the said amount in C.R.No.152 of 2007 of Karad City Police Station. The applicants shall report to the concerned Police Station as and when required till disposal of the trial.

6. Application is disposed of.

[Smt. V.K.Tahilramani, J.]